

Service Date: March 13, 2001

FINAL ORDER NO. 6503

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF <b>Jerry Kimmet dba</b>	)	
<b>Red Carpet Limousine</b> , Choteau,	)	Docket No. T-01.1.PCN
Montana, Application for a Montana	)	
Intrastate Certificate of Public	)	Order No. 6503
Convenience and Necessity.	)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On December 15, 2000, **Jerry Kimmet dba Red Carpet Limousine**, Choteau, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B - Passengers in limousine service between all points and places in Cascade, Flathead, Glacier, Lewis and Clark, Pondera, Teton and Toole Counties, Montana.  
LIMITATION: All transportation movements must originate or terminate in Teton County, Montana.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public January 10, 2001. That notice said in pertinent part:

If no written protests are received by January 31, 2001, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. A protests was filed James F. Cole dba Montana Luxury Limo Service, Great Falls, Montana.

4. Prior to noticing for public hearing the protest was withdrawn.

5. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

### CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

### ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Monday, the 12th day of March, 2001, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-01.1.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Jerry Kimmet dba Red Carpet Limousine**, Choteau, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B - Passengers in limousine service between all points and places in Cascade, Flathead, Glacier, Lewis and Clark, Pondera, Teton and Toole Counties, Montana.  
LIMITATION: All transportation movements must originate or terminate in Teton County, Montana.

IT IS FURTHER ORDERED that a full, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 12th day of March, 2001, by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-01.1.PCN in the matter of **Jerry Kimmet dba Red Carpet Limousine**, Choteau, Montana has today been sent to all parties listed.

MAILING DATE: March 13, 2001

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FOR THE COMMISSION

FIRST CLASS MAIL

Jerry Kimmet  
dba Red Carpet Limousine  
Rt 2 Box 226  
Choteau MT 59422

James F. Cole  
dba Montana Luxury Limo Service  
Route 2 Box 226  
Choteau, MT 59422

AS ITS INTERESTS MAY APPEAR:

Montana Consumer Counsel  
616 Helena Avenue  
P.O. Box 201703  
Helena, MT 59620-1703